Division Bench

100/-

[1]

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition NO.3814/2006

PETITIONER :- Rev. Anil Chauhan S/o late Shri Y.P. Chauhan, aged 48 years, , Pastor- Navjyoti Church, C.N. I, Sakti, District Janjgir-Champa [C.G.], R/o Anugrah, Samta Colony, Magarpara, Bilaspur, District Bilaspur [C.G.]

VERSUS

RESPONDENTS :-

(1) State of Chhattisgarh, Through- Secretary, Home Department, D.K.S. Bhavan, Raipur [C.G.].

(2) Superintendent of Police, District Bilaspur [C.G.]

(3) Officer In-charge, Civil Lines Police Station, Bilaspur [C.G.]

(4) Sheel Ratan Humane @ Vikki S/o Shri Narayan Humane, aged about 25 years, R/o Samta Colony, Magarpara, Bilaspur [C.G.].

(5) Narayan Humane, aged about 50 years, R/o Samta Colony, Magarpara, Bilaspur [C.G.].

(6) Vishal Humane S/o Shri Narayan Humane, aged 21 years, R/o Samta Colony, Magarpara, Bilaspur [C.G.].

(7) Floarnee Ram D/o Manojram, aged about 15 years, R/o Imalipara, Bilaspur [C.G.], Being minor, she is represented by her father.

(8) Kamlesh @ Chiku Vaishali Nagar, Bilaspur, District Bilaspur [C.G.].

P.R. No. 3871/06 Presented by Shri Sushma Chandel dated 24/11/06

RECEIVED-COPY 24/11/06 CLERK TO A. G. BILASPUR

OATH COMMISSIONER APARNA MALVIYA CG-07/2006 24/11/06 Bilaspur Chhattisgarh

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA.
[Habeas - corpus petition]

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.3814/06 **सन् 200**

30

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

D.B. : Hon'ble Shri Fakhruddin and
Hon'ble Shri Dhirendra Mishra, JJ.

11-8-2006

Smt. Meena Shashtri learned counsel for the petitioner.
Shri U.N.S. Deo learned G.A. for the State/respondents 1 to 3.
Shri V.C. Ottalwar learned counsel with Shri Indrasen Sahu for respondents 5 and 6.
Shri Ali Asgar learned counsel for respondent No.7

Heard.

Order dictated in the open Court.

The instant petition has been filed by the petitioner under Article 226 of the Constitution of India alleging therein that his daughter Ku. Komal Anila Chauhan aged about 14 years has been abducted with effect from 14.7.2006 and despite lodging of report (Annexure P-2) in the police station no action was taken by the police on the said report.

Notices were directed to be issued to respondents 4 to 8 vide order dated 26.7.2006.

Today, when the matter was taken up it was stated on behalf of respondents 1 to 3 that the abducted girl has been recovered on 10.8.2006 from the custody of respondent No.4 at Jharsugada whereupon they were directed to produce the abducted girl in the Court and in pursuance thereof she has been produced.

P.T.O.

XI-HC-78

34

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP.3814/06.. **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	It is not in dispute that the girl is less than 18 years of age. As per the certificate (Annexure P-1) her date of birth is 15.5.1992 and as such she has just completed 14 years of age. On being asked she expressed her desire to live with her parents. In view of above, the Station House Officer of Police Station Civil Lines, Bilaspur who is present in the Court, is directed to hand over the custody of Ku. Komal Anila Chauhan to her parents who are also present in the Court, In the light of aforesaid directions the petition stands disposed of. Sd/- Fakhruddin Judge	**Sd/-** **Dhirendra Mishra** **Judge**

P.T.O.

18.8.06
30.10.06